

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE FUNERAL DIRECTORS EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

| | |
|-------------------------|---------------------------------|
| William R. Behlman, and | FINAL DECISION AND ORDER |
| Gary F. Konrad, | |
| RESPONDENTS. | LS9908112FDR |
| | 95 FDR 2 |

The parties to this action for the purposes of §227.53, Wis. Stats., are:

*William R. Behlman
402 Wagoo Ave
Oshkosh, WI 54901*

*Gary F. Konrad
402 Wagoo Ave
Oshkosh, WI 54901*

*Wisconsin Funeral Directors Examining Board
P.O. Box 8935
Madison, WI 53708-8935*

*Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Respondent Gary F. Konrad (dob 5/23/51) is and was at all times relevant to the facts set forth herein a registered funeral director licensed in the State of Wisconsin pursuant to license #3996, originally granted on 7/5/73.
2. Respondent William R. Behlman (dob 3/18/52) is and was at all times relevant to the facts set forth herein a registered funeral director licensed in the State of Wisconsin pursuant to license #4052, originally granted on 10/17/74. Respondents are the principals in Konrad-Behlman Funeral Homes, Ltd., and are responsible for its policies and management.
3. On January 25, 1995, the Department of Regulation and Licensing received a letter on stationery used by Konrad-Behlman Funeral Homes, which listed Jay R. Schultz as a licensed funeral director. Jay R. Schultz was not licensed until March 7, 1995.

CONCLUSIONS OF LAW

- A. The Wisconsin Funeral Directors Examining Board has jurisdiction to act in this matter pursuant to §445.03, Wis. Stats. and is authorized to enter into the attached Stipulation pursuant to §227.44(5), Wis. Stats.
- B. The conduct described in paragraph 3 violates §§ FD 2.05(2) and 3.02(2), Wis. Adm. Code. Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is accepted.

IT IS FURTHER ORDERED, that Gary F. Konrad and William H. Behlman shall each FORFEIT \$100, for their unprofessional conduct in this matter, to be paid within 30 days of this order.

IT IS FURTHER ORDERED, that respondents shall jointly and severally pay COSTS in this matter in the amount of \$200, within 30 days of this order.

IT IS FURTHER ORDERED, that pursuant to §227.51(3), Wis. Stats., and ch. RL 6, Wis. Adm. Code, if the Board determines that there is probable cause to believe that respondent has violated any term of this Final Decision and Order, the Board may order that the license of respondent be summarily suspended pending investigation of the alleged violation.

Dated this August 11, 1999.

WISCONSIN FUNERAL DIRECTORS EXAMINING BOARD, by:

Roy T. Pfeffer
member of the board